

BEFORE THE BOARD OF PSYCHOLOGISTS  
DEPARTMENT OF LABOR AND INDUSTRY  
STATE OF MONTANA

In the matter of the amendment     )  
of ARM 24.189.2107 continuing     )  
education implementation and     )  
adoption of NEW RULE I fee     )  
abatement     )

NOTICE OF AMENDMENT AND  
ADOPTION

To: All Concerned Persons

1. On September 22, 2005, the Board of Psychologists published MAR Notice No. 24-189-29 regarding the public hearing on the proposed amendment and adoption of the above-stated rules relating to continuing education implementation and fee abatement, at page 1739 of the 2005 Montana Administrative Register, issue no. 18.

2. A public hearing on the proposed amendment and adoption was held on October 14, 2005. No members of the public spoke at the public hearing. One written comment was received prior to the closing of the comment period on October 21, 2005.

3. The Board of Psychologists (Board) has thoroughly considered the comment made. A summary of the comment received and the Board's response are as follows:

Comment 1: One commenter suggested that the Board should notify licensees whether the licensees are in compliance with continuing education (CE) requirements, or out of compliance with such requirements.

Response 1: The Board's process of notifying licensees of CE noncompliance only has been in place for 13 years. In that time, the Board is not aware of any instances where disciplinary action was taken when a licensee mistakenly assumed compliance because a noncompliance notification was lost in the mail. The Board determined not to change the process and is amending the rule exactly as proposed.

4. After consideration of the comment, the Board hereby amends ARM 24.189.2107 and adopts NEW RULE I (ARM 24.189.402) exactly as proposed.

BOARD OF PSYCHOLOGISTS  
JAY PALMATIER, PhD, CHAIRPERSON

/s/ MARK CADWALLADER  
Mark Cadwallader  
Alternate Rule Reviewer

/s/ KEITH KELLY  
Keith Kelly, Commissioner  
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State November 28, 2005

Montana Administrative Register

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